

# HOUSE JOURNAL

OF THE

## IDAHO LEGISLATURE

SECOND REGULAR SESSION  
SIXTIETH LEGISLATURE

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**FORTY-SIXTH LEGISLATIVE DAY  
THURSDAY, FEBRUARY 25, 2010**

House of Representatives

The House convened at 10:30 a.m., the Speaker in the Chair.

Roll call showed all 70 members present.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Bethany Kircher, Page.

### Approval of Journal

February 25, 2010

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Forty-fifth Legislative Day and recommend that same be adopted as corrected.

CLARK, Chairman

Mr. Clark moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

### Consideration of Messages from the Governor and the Senate

OFFICE OF THE GOVERNOR  
Boise

February 24, 2010

The Honorable Lawrence Denney  
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I have signed today and am transmitting to the Secretary of State the following House bills, to wit:

[H 384](#), [H 385](#), and [H 397](#)

As Always - Idaho, "Esto Perpetua"  
/s/ C. L. "Butch" Otter  
Governor

February 24, 2010

Mr. Speaker:

I transmit herewith enrolled [S 1253](#), [S 1254](#), and [S 1255](#) for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled [S 1253](#), [S 1254](#), and [S 1255](#) and, when so signed, ordered them returned to the Senate.

February 24, 2010

Mr. Speaker:

I return herewith enrolled [HCR 38](#), [HJM 10](#), [H 451](#), [H 452](#), [H 453](#), and [H 390](#) which have been signed by the President.

WOOD, Secretary

Enrolled [HCR 38](#) and [HJM 10](#) were referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

Enrolled [H 451](#), [H 452](#), [H 453](#), and [H 390](#) were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

February 24, 2010

Mr. Speaker:

I transmit herewith [SCR 120](#), [SCR 118](#), [S 1347](#), [S 1367](#), [S 1252](#), as amended, and [S 1320](#), as amended, which have passed the Senate.

WOOD, Secretary

[SCR 120](#), [SCR 118](#), [S 1347](#), [S 1367](#), [S 1252](#), as amended, and [S 1320](#), as amended, were filed for first reading.

February 24, 2010

Mr. Speaker:

I return herewith [H 443](#) and [H 421](#) which have passed the Senate.

WOOD, Secretary

[H 443](#) and [H 421](#) were referred to the Judiciary, Rules, and Administration Committee for enrolling.

February 24, 2010

Mr. Speaker:

I return herewith [H 382](#), as amended in the Senate, which has passed the Senate.

WOOD, Secretary

[H 382](#), as amended in the Senate, was ordered held at the Desk.

Mr. Smith(24) asked unanimous consent that the House concur in the Senate amendments to [H 382](#), as amended in the Senate. There being no objection, it was so ordered.

[H 382](#), as amended in the Senate, was referred to the Judiciary, Rules, and Administration Committee for engrossing.

### Report of Standing Committees

February 25, 2010

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed [HJM 12](#).

CLARK, Chairman

[HJM 12](#) was referred to the State Affairs Committee.

February 25, 2010

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled [H 412](#), [H 437](#), and [H 413](#) to the Governor at 1:20 p.m., as of this date, February 24, 2010.

CLARK, Chairman

February 24, 2010

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration [H 545](#) and recommend that it do pass.

NONINI, Chairman

[H 545](#) was filed for second reading.

February 24, 2010

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration [H 555](#) and recommend that it do pass.

LOERTSCHER, Chairman

[H 555](#) was filed for second reading.

February 24, 2010

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration [H 470](#), [H 517](#), [H 518](#), and [H 519](#) and recommend that they do pass.

BLOCK, Chairman

[H 470](#), [H 517](#), [H 518](#), and [H 519](#) were filed for second reading.

February 24, 2010

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration [H 583](#) and report it back with amendments attached to be placed on General Orders for consideration.

WOOD, Chairman

[H 583](#) was placed on General Orders for consideration.

February 25, 2010

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration [S 1306](#) and [SJM 103](#) and recommend that they do pass.

NONINI, Chairman

[S 1306](#) and [SJM 103](#) were filed for second reading.

February 25, 2010

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration [H 575](#) and recommend that it do pass.

LOERTSCHER, Chairman

[H 575](#) was filed for second reading.

There being no objection, the House advanced to the Seventh Order of Business.

#### Motions, Memorials, and Resolutions

#### HOUSE CONCURRENT RESOLUTION NO. 46

##### BY STATE AFFAIRS COMMITTEE

##### A CONCURRENT RESOLUTION

STATING LEGISLATIVE FINDINGS AND REAFFIRMING THE STATE OF IDAHO'S COMMITMENT TO THE STRONG AND DEEPENING RELATIONSHIP BETWEEN THE STATE OF IDAHO AND TAIWAN.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the state of Idaho has a strong and vibrant economic relationship with the Republic of China (Taiwan); and

WHEREAS, the state of Idaho and Taiwan have enjoyed a long and mutually beneficial relationship with the prospect of further growth, and that Taiwan was Idaho's 4th largest export destination in 2008; and

WHEREAS, the trade volume from the state of Idaho to Taiwan totaled \$346.6 million, with major products including semiconductors, computers and capital equipment, food and agriculture and wood and building materials; and

WHEREAS, direct and unobstructed participation in the United States specialized agencies, programs and convention is crucial for all parts of the world, especially with today's greater potential for the cross-border cooperation; and

WHEREAS, Taiwan is one of the leading economies in the world; and

WHEREAS, Taipei Flight Information Region (FIR) is pivotal in the Asia Pacific region and controls 1.35 million flights with 35 million passengers using Taiwan's airports every year, as well as aviation security from terrorist boardings, safety and convenience are in line with the common interests of people from across the Taiwan Strait as well as the entire world; and

WHEREAS, the inclusion of Taiwan into the global community will help Taiwan contribute more significantly to the international community, but also benefit the state of Idaho.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixtieth Idaho Legislature, the House of Representatives and the Senate concurring therein, that we reaffirm our commitment to the strong and deepening relationship between the State of Idaho and Taiwan.

BE IT FURTHER RESOLVED that the Legislature of the State of Idaho supports Taiwan's meaningful participation in the international aviation organizations promoting safe and secure travel.

#### HOUSE CONCURRENT RESOLUTION NO. 47

##### BY STATE AFFAIRS COMMITTEE

##### A CONCURRENT RESOLUTION

STATING LEGISLATIVE FINDINGS AND CONGRATULATING LEWISTON, IDAHO, AND THE LEWIS-CLARK VALLEY FOR BEING CHOSEN AS ONE OF THE MOST SECURE PLACES TO LIVE IN THE UNITED STATES.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, in this time of economic uncertainty, a safe and secure environment in which to live, work and raise a family has become an even greater priority; and

WHEREAS, the Farmers Insurance Group of Companies annually ranks communities as the most secure places to live; and

WHEREAS, the rankings took into consideration crime statistics, extreme weather, risk of natural disasters, housing depreciation, foreclosures, air quality, terrorist threats, environmental hazards, life expectancy and job loss numbers in 379 municipalities; and

WHEREAS, in 2009 the Lewiston, Idaho, and the Lewis-Clark Valley area ranks as the most secure small town with a population of less than 150,000 in 2009; and

WHEREAS, the Lewiston and Lewis-Clark Valley area's access to the Pacific Ocean through a network of river, rail and highway transportation facilities provides an excellent business climate for what is regarded as the most inland seaport in the western United States and it scored high in the study

due to excellent job growth, low crime and minimal housing depreciation.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixtieth Idaho Legislature, the House of Representatives and the Senate concurring therein, that we congratulate the city of Lewiston, Idaho, and the Lewis-Clark Valley for being chosen as one of the most secure places to live in the United States.

HCRC 46 and HCRC 47 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

SCR 120, by State Affairs Committee, was introduced, read the first time by title, and filed for second reading.

SCR 118, by Resources and Environment Committee, was introduced, read the first time by title, and referred to the Resources and Conservation Committee.

**Introduction, First Reading, and Reference  
of Bills and Joint Resolutions**

House of Representatives  
State of Idaho

February 23, 2010

The Honorable JoAn E. Wood, Chairman  
Transportation and Defense Committee

Dear Representative Wood:

I hereby designate the Transportation and Defense Committee a privileged committee on Wednesday, February 24, 2010, for the purpose of introducing RS 19721 (**H 600**).

Sincerely,  
/s/ Lawrence Denney  
Speaker of the House

The letter was ordered filed in the office of the Chief Clerk.

**HOUSE BILL NO. 598  
BY STATE AFFAIRS COMMITTEE  
AN ACT**

RELATING TO IRRIGATION DISTRICTS; AMENDING SECTION 43-202, IDAHO CODE, TO PROVIDE AN EXCEPTION TO SPECIFIED BOND REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS.

**HOUSE BILL NO. 599  
BY STATE AFFAIRS COMMITTEE  
AN ACT**

RELATING TO SOLID WASTE LANDFILLS; AMENDING CHAPTER 74, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-7421, IDAHO CODE, TO PROVIDE FOR RESEARCH, DEVELOPMENT AND DEMONSTRATION PERMITS AND TO PROVIDE PROCEDURES.

**HOUSE BILL NO. 600  
BY TRANSPORTATION AND DEFENSE COMMITTEE  
AN ACT**

RELATING TO HIGHWAYS, BRIDGES AND CONTRACTS; AMENDING SECTION 40-102, IDAHO CODE, TO REVISE DEFINITIONS AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 40-103, IDAHO CODE, TO REVISE DEFINITIONS;

AMENDING SECTION 40-104, IDAHO CODE, TO REVISE DEFINITIONS; AMENDING SECTION 40-105, IDAHO CODE, TO REVISE DEFINITIONS; AMENDING SECTION 40-107, IDAHO CODE, TO REVISE DEFINITIONS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 40-108, IDAHO CODE, TO REVISE DEFINITIONS; AMENDING SECTION 40-113, IDAHO CODE, TO REVISE DEFINITIONS; AMENDING SECTION 40-116, IDAHO CODE, TO REVISE DEFINITIONS; AMENDING SECTION 40-117, IDAHO CODE, TO REVISE DEFINITIONS; AMENDING CHAPTER 1, TITLE 40, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 40-119, IDAHO CODE, TO PROVIDE DEFINITIONS; AMENDING SECTION 40-120, IDAHO CODE, TO REVISE DEFINITIONS AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 40-121, IDAHO CODE, TO REVISE DEFINITIONS; AMENDING SECTION 40-902, IDAHO CODE, TO REVISE PROVISIONS RELATING TO BIDS AND ADVERTISEMENTS FOR SEALED BIDS AND TO PROVIDE FOR EXCEPTIONS; AMENDING CHAPTER 9, TITLE 40, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 40-904, IDAHO CODE, TO PROVIDE FOR A PREFERRED CONTRACTING METHOD, TO PROVIDE FOR THE SELECTION OF DESIGN-BUILD FIRMS AND FOR THE AWARD OF DESIGN-BUILD CONTRACTS, TO PROVIDE CRITERIA, TO PROVIDE CONSTRUCTION BUDGET LIMITS ON CERTAIN CONTRACTS, TO PROVIDE MINIMUMS TO BE PERFORMED BY THE DESIGN-BUILD FIRM, TO PROVIDE FOR RESPONSIBLE CHARGE, TO PROVIDE FOR AN EVALUATION COMMITTEE, TO PROVIDE FOR COMPLIANCE OF LAWS, TO PROVIDE FOR THE EMPLOYMENT OF A PROFESSIONAL ENGINEER, TO PROVIDE THAT CERTAIN LICENSES MUST BE OBTAINED AT CERTAIN TIMES, TO PROVIDE THAT THE DEPARTMENT MAY DISCONTINUE A SELECTION PROCESS, TO PROVIDE FOR DEBRIEFING, TO PROVIDE THAT THE DEPARTMENT MAY ESTABLISH AND DETERMINE CERTAIN METHODS TO SELECT FIRMS AND AWARD CONTRACTS, TO PROVIDE FOR A TWO-STEP SELECTION PROCESS, TO PROVIDE FOR DESIGN-BUILD SELECTION AND CONTRACT METHODS THAT MAY BE USED, TO PROVIDE THAT THE DEPARTMENT SHALL ADVERTISE, TO PROVIDE THAT THE REQUEST FOR QUALIFICATIONS AND THE REQUEST FOR PROPOSAL ADDRESS CONFLICTS OF INTEREST, TO PROVIDE THAT EACH REQUEST FOR QUALIFICATIONS INCLUDE CERTAIN INFORMATION, TO PROVIDE CRITERIA FOR EVALUATION, TO PROVIDE THAT THE REQUEST FOR QUALIFICATION SHALL NOT INCLUDE CERTAIN FACTORS, TO PROVIDE FOR A SUMMARY OF SCORES, TO PROVIDE FOR A CHALLENGE, TO PROVIDE THAT THE DEPARTMENT SHALL PREPARE A REQUEST FOR PROPOSALS, TO PROVIDE THAT THE REQUEST FOR PROPOSAL INCLUDE CERTAIN INFORMATION, TO PROVIDE THAT THE REQUEST FOR PROPOSAL SELECTION AND AWARD CRITERIA INCLUDE CERTAIN INFORMATION, TO PROVIDE THAT THE DEPARTMENT MAKE CERTAIN MATERIALS AVAILABLE, TO PROVIDE THAT THE REQUEST FOR PROPOSAL ADDRESS AND IDENTIFY CERTAIN CONTRACT PROVISIONS, TO PROVIDE FOR ALTERNATE TECHNICAL CONCEPTS, TO PROVIDE FOR ONE-ON-ONE MEETINGS, TO PROVIDE FOR DISCLOSURE OF CERTAIN INFORMATION, TO PROVIDE THAT THE DEPARTMENT SHALL NOT DISCLOSE CERTAIN INFORMATION, TO PROVIDE

FOR SUBMITTAL, TO PROVIDE FOR SCORING OR OTHERWISE EVALUATING CERTAIN PROPOSALS, TO PROVIDE FOR DISCUSSIONS, TO PROVIDE THAT CERTAIN PROPOSALS BE KEPT SECURE, TO PROVIDE THAT SCORES AND BEST VALUES SHALL BE READ PUBLICLY, TO PROVIDE FOR ADJUSTMENT OF PRICE, TO PROVIDE FOR THE BASIS FOR DESIGN-BUILD FIRM SELECTION AND CONTRACT AWARD, TO PROVIDE FOR EXCLUDING REQUESTS FOR PROPOSALS, TO PROVIDE PROVISIONS RELATING TO A STIPEND, TO PROVIDE FOR THE DEPARTMENT TO ACT ON PROPOSALS, TO PROVIDE THAT THE DEPARTMENT IS NOT REQUIRED TO AWARD A CONTRACT, TO PROVIDE FOR A SUMMARY OF SCORES AND TO PROVIDE FOR A CHALLENGE TO THE DEPARTMENT'S DETERMINATION; AMENDING CHAPTER 9, TITLE 40, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 40-905, IDAHO CODE, TO PROVIDE FOR A PREFERRED CONTRACTING METHOD, TO PROVIDE THAT THE DEPARTMENT MAY SELECT CONSTRUCTION MANAGER/GENERAL CONTRACTOR FIRMS AND AWARD CERTAIN CONTRACTS, TO PROVIDE CRITERIA FOR DETERMINING WHEN TO USE CM/GC CONTRACT PROCEDURES, TO PROVIDE CONSTRUCTION BUDGET LIMITS ON CERTAIN CONTRACTS, TO PROVIDE MINIMUMS TO BE PERFORMED BY THE CM/GC FIRM, TO PROVIDE FOR A PROFESSIONAL ENGINEER AND TO PROVIDE FOR RESPONSIBLE CHARGE, TO PROVIDE FOR APPLICATION OF LAWS, TO PROVIDE FOR AN EVALUATION COMMITTEE, TO PROVIDE FOR A DEBRIEFING, TO PROVIDE FOR THE AWARD OF CERTAIN CONTRACTS AND THE PUBLIC SOLICITATION OF REQUEST FOR PROPOSALS, TO PROVIDE THAT THE DEPARTMENT SHALL ADVERTISE REQUESTS FOR PROPOSALS, TO PROVIDE THAT THE REQUEST FOR PROPOSAL SHALL ADDRESS CERTAIN CONFLICTS OF INTEREST, TO PROVIDE THAT THE REQUEST FOR PROPOSAL SHALL INCLUDE CERTAIN INFORMATION, TO PROVIDE FOR EVALUATION FACTORS, TO PROVIDE FOR THE BASIS OF SELECTION, TO PROVIDE THAT THE CONTRACT SHALL BE AWARDED IN TWO PHASES, TO PROVIDE FOR PERFORMANCE AND PAYMENT BONDS, TO PROVIDE THAT THE DEPARTMENT IS NOT REQUIRED TO AWARD A CONTRACT, TO PROVIDE FOR NOTICE, TO PROVIDE FOR A SUMMARY OF SCORES, TO PROVIDE FOR A CHALLENGE TO THE DEPARTMENT'S DETERMINATION; AND DECLARING AN EMERGENCY.

**HOUSE BILL NO. 601  
BY EDUCATION COMMITTEE  
AN ACT**

RELATING TO BUILDING CODES AND SCHOOLS; AMENDING SECTION 39-4113, IDAHO CODE, TO REVISE CRITERIA FOR PLAN REVIEWS AND FOR INSPECTIONS FOR PUBLIC SCHOOLS; AND AMENDING 39-8007, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE.

H 598, H 599, H 600, and H 601 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1347, by Commerce and Human Resources Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

S 1367, by Education Committee, was introduced, read the first time by title, and referred to the Education Committee.

S 1252, as amended, by Commerce and Human Resources Committee, was introduced, read the first time by title, and referred to the Commerce and Human Resources Committee.

S 1320, as amended, by Health and Welfare Committee, was introduced, read the first time by title, and referred to the Health and Welfare Committee.

There being no objection, the House advanced to the Tenth Order of Business.

**Second Reading of Bills and Joint Resolutions**

S 1267, S 1287, S 1308, and SCR 119, by Judiciary and Rules Committee, were read the second time by title and filed for third reading.

H 425, H 478, H 550, and H 551, by Business Committee, were read the second time by title and filed for third reading.

H 508, H 526, and H 510, by Commerce and Human Resources Committee, were read the second time by title and filed for third reading.

H 533 and H 561, by Resources and Conservation Committee, were read the second time by title and filed for third reading.

S 1265 and S 1266, by Resources and Environment Committee, were read the second time by title and filed for third reading.

**Third Reading of Bills and Joint Resolutions**

H 469 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Chew to open debate.

The question being, "Shall H 469 pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Bayer, Bedke, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon(Sims), Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart(Vick), Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayne, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 68.

NAYS – None.

Absent and excused – Barrett, Bell. Total – 2.

Total – 70.

Whereupon the Speaker declared that H 469 passed the House. Title was approved and the bill ordered transmitted to the Senate.

HCR 39 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Rusche to open debate.



The question being, "Shall [HCR 39](#) be adopted?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon(Sims), Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart(Vick), Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Saylor, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 69.

NAYS – None.

Absent and excused – Kren. Total – 1.

Total – 70.

Whereupon the Speaker declared [HCR 39](#) adopted and ordered the resolution transmitted to the Senate.

[H 514](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Boe to open debate.

The question being, "Shall [H 514](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon(Sims), Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart(Vick), Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Saylor, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 69.

NAYS – None.

Absent and excused – Kren. Total – 1.

Total – 70.

Whereupon the Speaker declared that [H 514](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 516](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Clark to open debate.

The question being, "Shall [H 516](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon(Sims), Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart(Vick), Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Saylor, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson,

Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 70.

NAYS – None.

Whereupon the Speaker declared that [H 516](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[HCR 41](#) was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Trail and Mr. Hartgen to open debate.

The question being, "Shall [HCR 41](#) be adopted?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon(Sims), Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart(Vick), Hartgen, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Saylor, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 69.

NAYS – Harwood. Total – 1.

Total – 70.

Whereupon the Speaker declared [HCR 41](#) adopted and ordered the resolution transmitted to the Senate.

[H 564](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Loertscher to open debate.

The question being, "Shall [H 564](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon(Sims), Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart(Vick), Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 68.

NAYS – Barrett. Total – 1.

Absent and excused – Saylor. Total – 1.

Total – 70.

Whereupon the Speaker declared that [H 564](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 525](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Anderson to open debate.

The question being, "Shall [H 525](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon(Sims), Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart(Vick), Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayne, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 69.

NAYS – Barrett. Total – 1.  
Total – 70.

Whereupon the Speaker declared that [H 525](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[HJR 7](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Wood(27) to open debate.

Mr. Wood(27) asked unanimous consent, pursuant to Rule 46, that [HJR 7](#) be corrected as follows:

Page 1, indent Line 41.

There being no objection, it was so ordered.

The question being, "Shall [HJR 7](#), as corrected, pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon(Sims), Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart(Vick), Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Mathews, McGeachin, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayne, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 67.

NAYS – Hartgen, Marriott, Palmer. Total – 3.  
Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, [HJR 7](#) passed the House. Title was approved and the resolution ordered transmitted to the Senate.

[H 481](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Thompson to open debate.

The question being, "Shall [H 481](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon(Sims), Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart(Vick), Hartgen, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren,

Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayne, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 68.

NAYS – None.

Absent and excused – Harwood, Labrador. Total – 2.  
Total – 70.

Whereupon the Speaker declared that [H 481](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 482](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Chew to open debate.

The question being, "Shall [H 482](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon(Sims), Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart(Vick), Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayne, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 70.

NAYS – None.

Whereupon the Speaker declared that [H 482](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 483](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Rusche to open debate.

The question being, "Shall [H 483](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon(Sims), Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart(Vick), Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayne, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 70.

NAYS – None.

Whereupon the Speaker declared that [H 483](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 576](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Roberts to open debate.

The question being, "Shall [H 576](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon(Sims), Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart(Vick), Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 70.

NAYS – None.

Whereupon the Speaker declared that [H 576](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 540](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Ringo to open debate.

The question being, "Shall [H 540](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Bayer, Bilbao, Black, Boe, Bolz, Burgoyne, Chadderdon(Sims), Chavez, Chew, Collins, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Mathews, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shirley, Smith(30), Takasugi, Trail, Wills, Wood(27), Mr. Speaker. Total – 41.

NAYS – Andrus, Barrett, Bedke, Bell, Block, Boyle, Clark, Crane, Hart(Vick), Hartgen, Harwood, Kren, Labrador, Lake, Loertscher, Luker, Marriott, McGeachin, Moyle, Nielsen, Palmer, Roberts, Shepherd(08), Simpson, Smith(24), Stevenson, Thayn, Thompson, Wood(35). Total – 29.

Total – 70.

Whereupon the Speaker declared that [H 540](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 542](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Wood(35) to open debate.

The question being, "Shall [H 542](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon(Sims), Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart(Vick), Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson,

Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 70.

NAYS – None.

Whereupon the Speaker declared that [H 542](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Bedke asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places for one legislative day. There being no objection, it was so ordered.

There being no objection, the House advanced to the Sixteenth Order of Business.

### Adjournment

Mr. Bedke moved that the House adjourn until 10:30 a.m., Friday, February 26, 2010. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:54 a.m.

LAWERENCE DENNEY, Speaker

ATTEST:

BONNIE ALEXANDER, Chief Clerk